

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

May 28, 1998

Attorney Jacqueline E. Ellington
Federal Communication Commission
Suite 8210
2025 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - FM
1800C1 - JEE
98030264

Dear Attorney Ellington:

Upon the acquisition of WSTX - AM / FM in September, 1990, Management has always operated WSTX -FM studio from Fort Louise Augusta, the same location where WSTX - AM studio operates. The only difference between both the AM & FM was the location of the TOWERS and TRANSMITTERS.

Pursuant to obtaining Summary Judgment in M M DOCKET NO. 96 / 123, Management has operated WSTX - FM from the same TOWER location as WSTX - AM, whose coordinates are: North 17 degrees 45' - 23" West 64 degrees 41' - 38". See Exhibit "H" attached hereto and make a part hereof.

(1) Inasmuch as our Tower and Transmitter were completely destroyed, WSTX -FM is presently operating at 100 Watts; however, Management is now in process of purchasing a 30KW FM Transmitter within the next four (4) months. It should be noted that WSTX - FM authorized strength is 50 KW. See Exhibit "I" attached hereto and made a part hereof.

(2) Please be advised that due to the severe winds of Hurricane Marilyn, our FM TOWER, the Structure which once housed our FM TRANSMITTER, and our FM TRANSMITTER itself were all destroyed. Frankly speaking, the construction cost of the Structure is prohibitive, and more so, since the area in question was rented, it became prudent to use our own site. See Exhibit "H" attached hereto and made a part hereof.

EXH 15
1/15/03
Family
James

Case No. 13-01-39 Official Exhibit No. 5 (Rec)
(GC, Board, Party)

Disposition: Identified ☒
Rejected Received

IN THE MATTER OF:
Family Broadcasting

Date: 1/15/03 Witness: Petersen Reporter: BMM

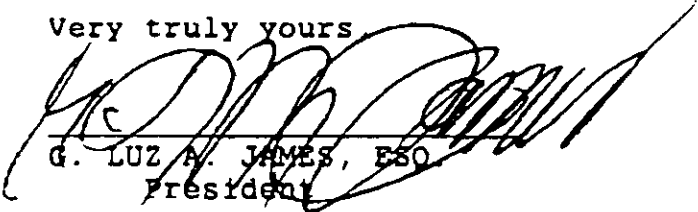
Page: 6

WSTX - FM
98030264
Page Two

(3) As explained in the first paragraph, and inasmuch as both WSTX - AM / FM operates from the same location, all programs are simulcast, the same EAS operating handbook and equipments will be utilized as the need requires. See Exhibit "G" (a photograph) attached hereto and made a part hereof.

Should you have any further questions, please feel free to call me at (340) 778 - 8802 or (340) 778 - 8471.

Very truly yours



G. LUZ A. JAMES, ESO
President

✓ 2

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

January 12, 1998

Federal Communication Commission
1919 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - FM

Dear Sir:

Please be advised that when Hurricane Marilyn visited the U. S. Virgin Islands in 1995, our FM Station TOWER and TRANSMISSION were completely destroyed, and WSTX - FM was off the air from then until January 18, 1997. It should be noted that it was not until Family Broadcasting, Inc. obtained Summary Judgment in M M DOCKET NO. 96/123, that operation of WSTX - FM station began again.

Due to the damages suffered from Hurricane Marilyn, Management of WSTX - FM radio station decided to do two things:

(a) Seek permission to construct a temporary one (1) Bay FM Antennae at Fort Louise Augusta, Christiansted, St. Croix, U. S. Virgin Islands, whose coordinates are; North 17 degrees 45' - 23" West 64 degrees 41' - 38".

(b) To simulcast broadcast operation of both the AM and FM.

At present, WSTX - FM operates at 100 Watts; however, Management has made contact with Kintronics Laboratories, Inc. to acquire a 30KW Transmitter. It is estimated that within the next five (5) months this equipment will be operating.

Permission is therefore requested that WSTX - FM be permitted to operate its Tower at the new location, and that the time limits as requested be granted.

Very truly yours,


G. LUZ JAMES, ESQ.
President

Exhibit "H" (4)

V3

FAX

Date: Wednesday, May 13, 1998Number of pages including cover sheet: 2

To:

LUZ JAMES, ESQ.

Phone:

Fax phone: (1-340)-778-8812

CC:

From:

TOM F. KINGPresidentPhone: 423-878-3141Fax phone: 423-878-4224

REMARKS:

☐ Urgent☒ For your review☐ Reply ASAP☐ Please comment

Re: FM TRANSMITTER PROPOSAL

Dear Mr. James:

I hope that all is well with you in 1998. I apologize for the delay in getting this quote to you. I had misplaced your request in a stack of paperwork. We can offer you the Broadcast Electronics 20KW FM transmitter for \$53,650 or the 30KW FM transmitter for \$61,948. Both of these prices include freight to Miami, Florida. The delivery is 2 weeks. We would require full payment in advance with the order.

In addition we are offer the following tower proposal for your consideration:

Qty. 1 250-Ft. Rohn Model 45 GSFI Guyed Solid Leg 18-Inch Face All Welded Construction Tower Rated For 110 mph, no ice. The Tower Materials Will Include the Following:

1. Hot Dipped Galvanized Tower Sections
2. Tapered Base
3. All Necessary Guy Wires, Anchor Rods and Hardware
4. 24ft. Fiberglass Insulators in the Guy Wires Next To the Tower in the Top Two Guy Levels.
5. Rohn-Loc Safety Climbing Device
6. Lightning/Grounding System

Exhibit "I" (1) ✓ 4

7. Lighting Kit Per FAA Specification Complete With:
One 300mm Flashing Beacon At the Top
Three DB1 Single Obstruction Lights At Each Required Level
Lighting Controls
Flashers
All Necessary Wire and Conduit For Installation
8. Sufficient Paint For One Field Applied Coat of Rohn "No-Prime" Water-Base
Tower Paint, White and Orange Per ICAO or FAA Specs
9. Export Packing
10. Foundation Design Based On Customer-Supplied Soil Report \$21,840
11. Installation and Design Drawings 5,500
Freight Via 40-Foot Container 19,555
Complete Installation Including Foundations

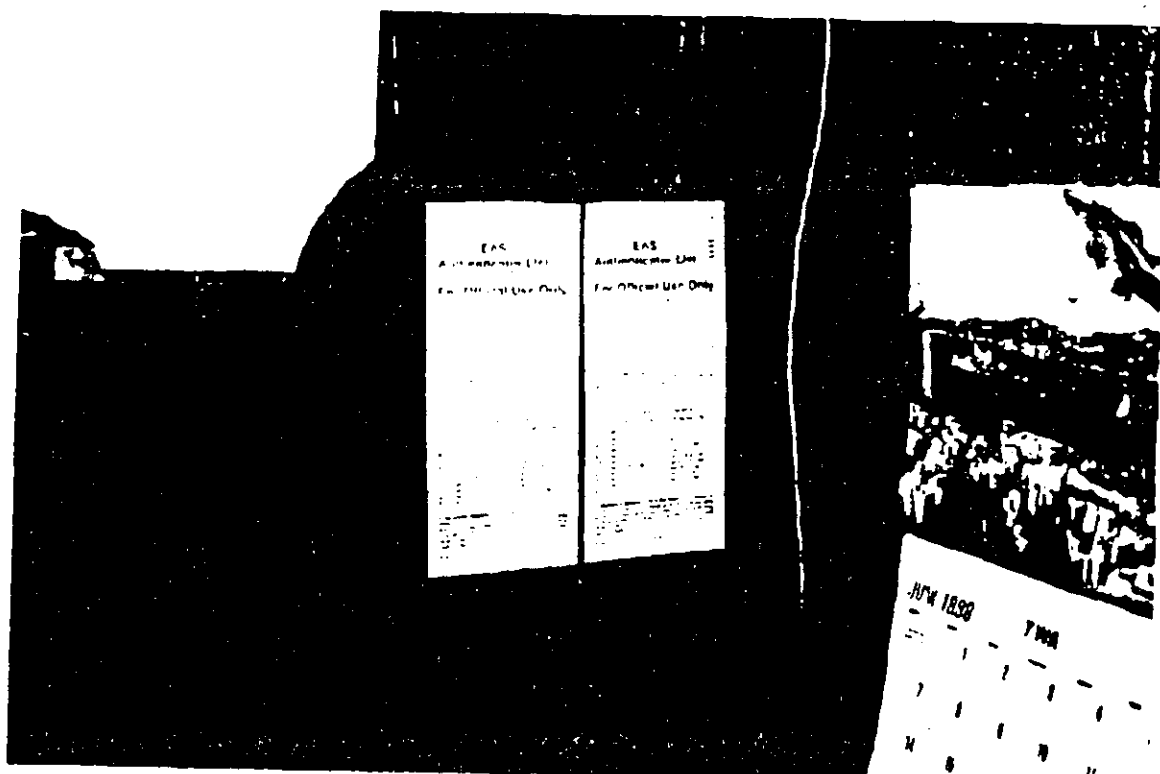
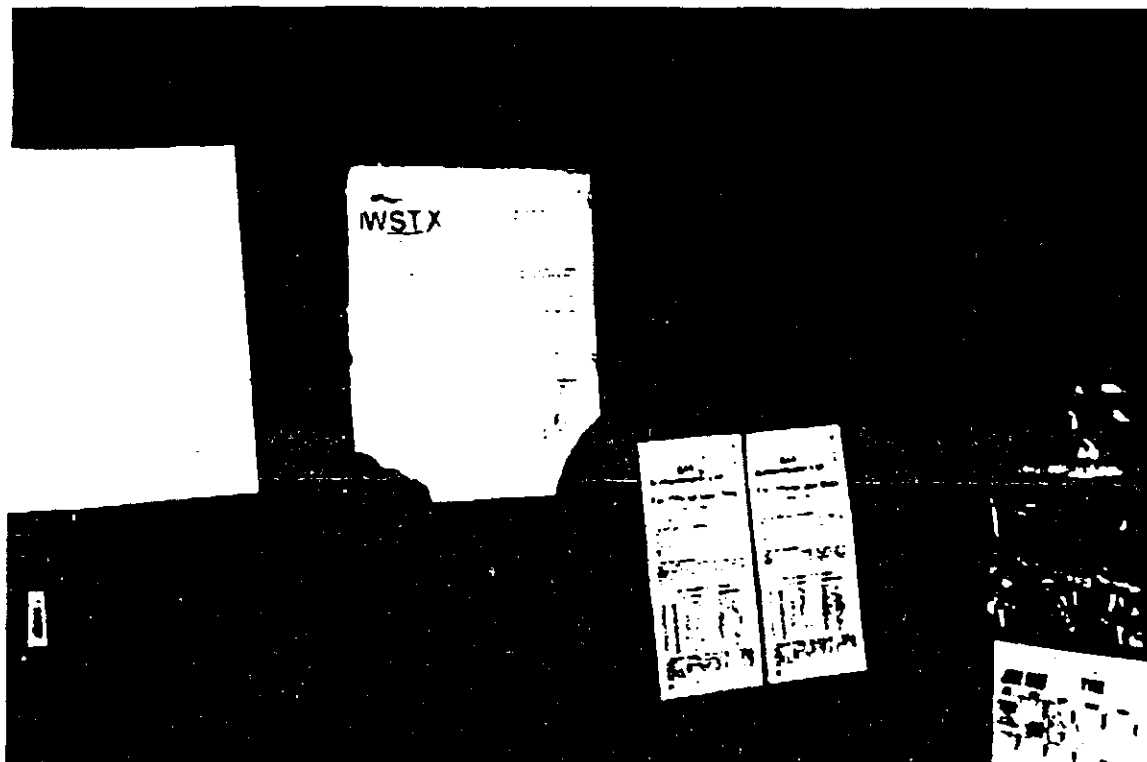
Please let me know if you have any questions pertaining to this proposal or if I may be of further service.

Best Regards,


Tom F. King, President

Exhibit "I" (2)

V5



EAS Cards
Exhibit "G"

V6

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

May 28, 1998

Attorney Jacqueline E. Ellington
Federal Communication Commission
Suite 8210
2025 M Street, N. W.
Washington, D. C. 20554

Re: WSTX - AM
1800C1 - JEE
98030264

Dear Attorney Ellington:

I am pleased to inform you that Radio Station WSTX - AM is located on a little island which is surrounded by beautiful beaches, where residents swim and picnic on a daily basis.

(1) During the month of July, 1997, an unknown individual while cooking on the beach, the fire got away, and burnt the entire Hill where WSTX - AM Tower is located. When the fire equipments arrived the fire fighters were forced to cut the original fence wire in order to fight the fire, and thus the entire fenced area was destroyed.

The above information was told to your Investigator on his visit on August 19, 1997. On his return visit on December 4, 1997, he was shown by me that a new cyclone fence had been erected with appropriate signs posted. See Exhibit "A" (a photograph) attached hereto and made a part hereof.

(2) Due to Hurricane Marilyn, which occurred in September, 1995, WSTX - AM Tower Antennae was blown down and destroyed. The Federal Communication Commission was notified of Hurricane Marilyn, and permission was requested to use a Line Antennae. Four months later, Management was able to straighten and install One Hundred Ten (110') feet of this Tower, and which is presently being used. See Exhibit "B" (a letter) and Exhibit "C" (a photograph) attached hereto and made a part hereof.

(3) At present WSTX - AM Transmitter operates at 3 KW during the day, and at 1KW at night time. WSTX -AM has been authorized to operate at 5KW during the day; however, due to the fact that our Tower Antennae is only 110 feet and is partially

EXH 4
1/15/03
Family
James

Case No. EB-01-39 Official Exhibit No. 4 (FCC)

Disposition: Identified ✓
Rejected Received
(GC, Board, Party)

IN THE MATTER OF:

Farmington Broadcasting

Date: 1/15/03 Witness: Peterson Reporter: BMM

No. Pages: 10

WSTX - AM
98030264
Page Two

defective, our Transmitter is restricted from operating at its full potential.

Management requested Estimates and is presently attempting to raise the required funds. However, due to the fact that WSTX - AM/FM was not insured at the time Hurricane Marilyn struck made replacement of damaged equipments even harder.

It should be noted that Management permitted Members of FEMA to utilize its airwaves on a weekly basis for 2 hours every Monday, as a public service, for more than six months. An award presentation was made to me for exemplary service during the month of March, 1996. See Exhibit "D" attached hereto and made a part hereof.

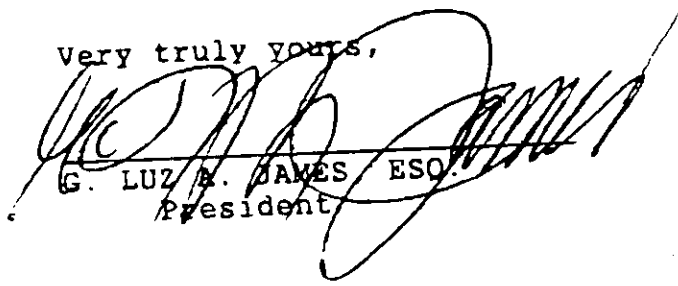
Enclosed herewith please find a copy of a letter which was sent by me to Mrs. Lynn Canton, Regional Director of Fema, and which is self explanatory. See Exhibit "E" attached hereto and made a part hereof.

(4) I must admit that the new EAS Operating Card was not posted, and that last year's card was still in the posting space. However, the moment your Inspector called my attention to the same, the new Cards were immediately put in place. See Exhibit "F" (a photograph) attached hereto and made a part hereof.

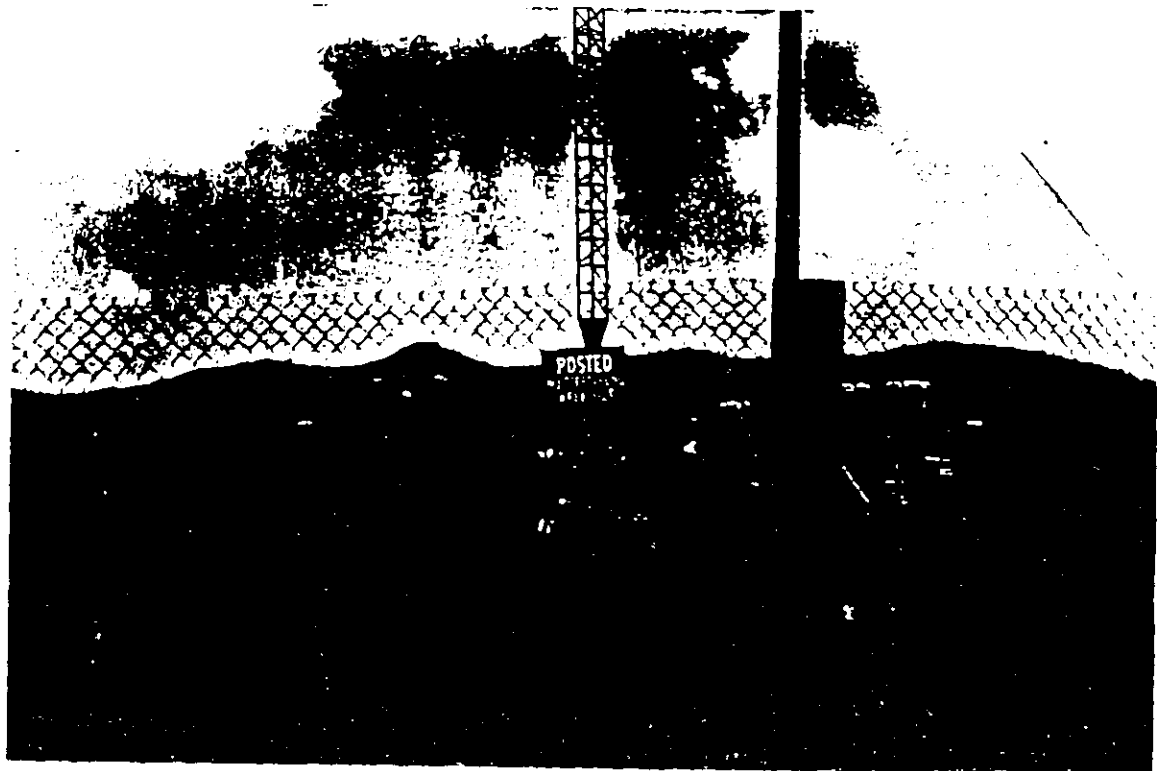
(5) Please be advised that WSTX - AM/FM has always had it EAS Equipments, but I must admit that it was not installed at the time your Investigator visited our site; however the equipment was shown to him when he inquired about it. The following day, our EAS Equipments were installed, and it has been functioning properly ever since. See Exhibit "G" (a photograph) attached hereto and made a part hereof.

Should you have any further questions, please feel free to call me at (340) 778 - 8802 or (340) 778 - 8471.

Very truly yours,


G. LUZ B. JAMES ESO.
President

T 2



Cyclone Fence with Signs.
Exhibit "A"

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

September 26, 1995

FEDERAL COMMUNICATION COMMISSION

WASHINGTON, D. C.
20554

Re: RADIO STATION WSTX - AM

Dear Sir:

Please be advised that at 7:30 p.m. on Friday, September 15, 1995, Radio Station WSTX - AM was knocked off the air by Hurricane Marilyn.

Hurricane Marilyn not only removed the roof off the Building which housed our Equipments, but she also knocked down our 190 foot Rohn Tower, destroying the same.

For the past days we have been attempting, if possible, to dry out some of our equipments, inasmuch as said equipments were totally water soaked.

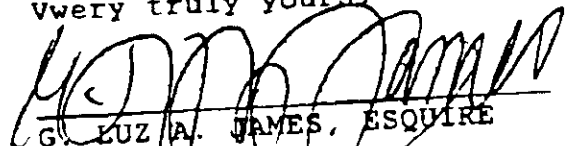
We have been fortunate to save a portion of our Rohn Tower of one hundred and ten feet (110'), and we are in the process of erecting the same.

Permission is therefore requested that Radio Station WSTX - AM be authorized to use this one hundred ten feet tower as our antennae, and to operate at Low Power until Management is able to purchase a new tower.

Please be further advised that I attempted to make contact with your main office by telephone; however, todate we still do not have telephone service.

Again, my sincerest thanks for your continued support.

Very truly yours,


G. LUZ A. JAMES, ESQUIRE
President
Family Broadcasting, Inc.

Exhibit 

T



TOWER at Fort Louise Augusta

Exhibit "C"

T5



Federal Emergency Management Agency

Certificate of Appreciation

Awarded to

Mr. Luz James

For exemplary public information service to the residents of the
United States Virgin Islands after the impact of Hurricane Marilyn
FEMA-1067-DR-VI, declared September 16, 1995

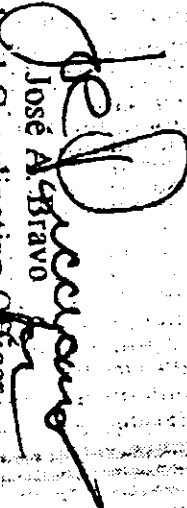

José A. Bravo
Federal Coordinating Officer

Exhibit "D"

Family Broadcasting, Inc.

WSTX AM & FM

P.O. Box 3279
Christiansted, St. Croix
U.S. Virgin Islands 00822

February 12, 1998

(809) 778-8802
(809) 773-0445
Fax: (809) 778-8812

Miss Lynn Canton
Regional Director
26 Federal Plaza
New York, New York
10278

Dear Miss Canton:

Permit me first to introduce myself. I am G. LUZ A. JAMES, a black native Virgin Islander residing on St. Croix, U. S. Virgin Islands, and I am the Owner of Radio Station WSTX AM/FM, operating under the corporate name of Family Broadcasting, Inc. I hesitated to write for many months, however, I was directed by the Holy Spirit to write and advise your Agency of the treatment which I received as a result of Hurricane Marilyn.

My Radio Station WSTX- AM has been, since September 1990, the Emergency Broadcasting Station of the U. S. Virgin Islands; and as such has been keeping the people of the Virgin Islands and the Caribbean apprised of all impending Hurricanes.

Prior to the arrival of Hurricane Marilyn to the U.S. Virgin Islands, I attempted to secure the building from which the station operates. However, permit me to inform you that this structure is owned by the Government of the Virgin Islands, and is known as the Light House at Fort Louise Augusta, St. Croix, V.I.

As the Owner of this Radio Station, and moreso since WSTX-AM has been named the Emergency Broadcast Station on St. Croix, I immediately sent all of my workers home in order that each person could adequately prepare for the impending weather; and I remained on air for more than forty hours before Hurricane Marilyn arrived. At that time I played strictly spiritual music and prayed to the Almighty for help and protection.

We were at that time operating on generated power as WAPA (Water and Power Authority) had cut off all electricity for more than twelve (12) hours prior to the arrival of Hurricane Marilyn.

Despite the fact that the Hurricane had already hit the island of St. Croix sometime around 4:00 p.m., it was not until 7:45 p.m. that my radio tower was completely destroyed by the high winds of Hurricane Marilyn.

My Radio Station remained off air for three (3) days, until I was able to install a Wire Antenna before returning to the

Exhibit "E" (1)

T

FEMA
Page Two

air at low power of 2KW. It should be noted that Radio Station WSTX - AM is Federally authorized to operate at 5 KW during the day and 1KW at night.

The moment that your FEMA Office was established in the U.S. District Court Building at Golden Rock, St. Croix, I personally sought the assistance of FEMA.

FEMA personnel, after investigating the damage done to the Building, Equipments and Tower, turned my case over to SBDA.

It should be noted that I permitted the members of FEMA to use my Radio Station every Monday from 12:00 Noon until 2:00 p.m. in order that FEMA's instructions and guidance could be disseminated to all the People of the Virgin Islands.

It should be further noted that this Radio Program lasted until Fema Employees left the Island of St. Croix. Prior to FEMA departure, I was honored, as I became the recipient of a beautiful plaque given to me by your FEMA Officials for the role which Radio Station WSTX played during FEMA'S occupation of the Virgin Islands.

Several months later, I was informed that I could not receive any assistance from SBDA, and I attempted to get assistance from FEMA, but to date, nothing was ever done for me in that line.

To the contrary, me and my family had to replace all equipments which were destroyed by the Hurricane in order for us to remain on the air. At present, we are in need of a new 250 foot Guy Tower for our AM Radio, and a similar Tower for our FM Radio. However, we do not have the funds to procure these equipments, and we were not covered by Insurance.

Despite no assistance, Radio Station WSTX-AM/FM is presently operating. However, whatever assistance your Agency can give to us would be greatly appreciated.

I await your reply.

Very truly yours,


G. LUZ A. JAMES, ESQ.
President

Exhibit "E" - (2)

T8

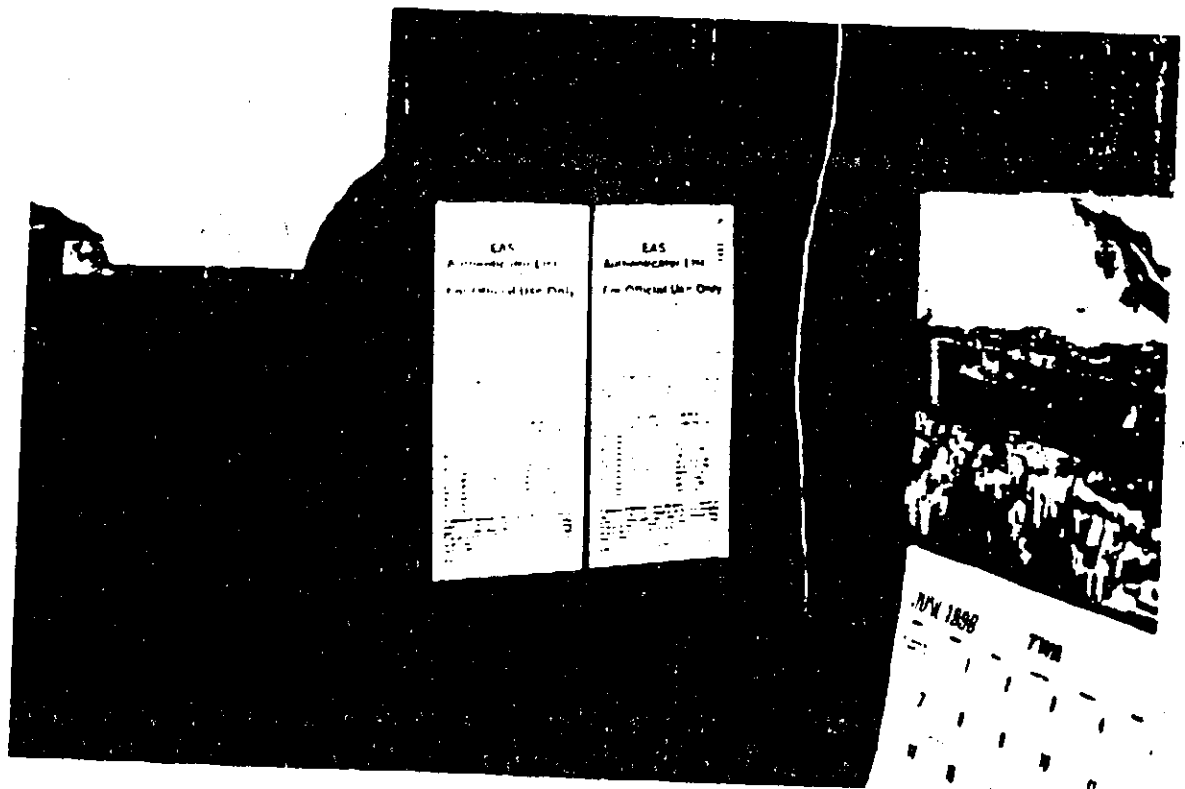
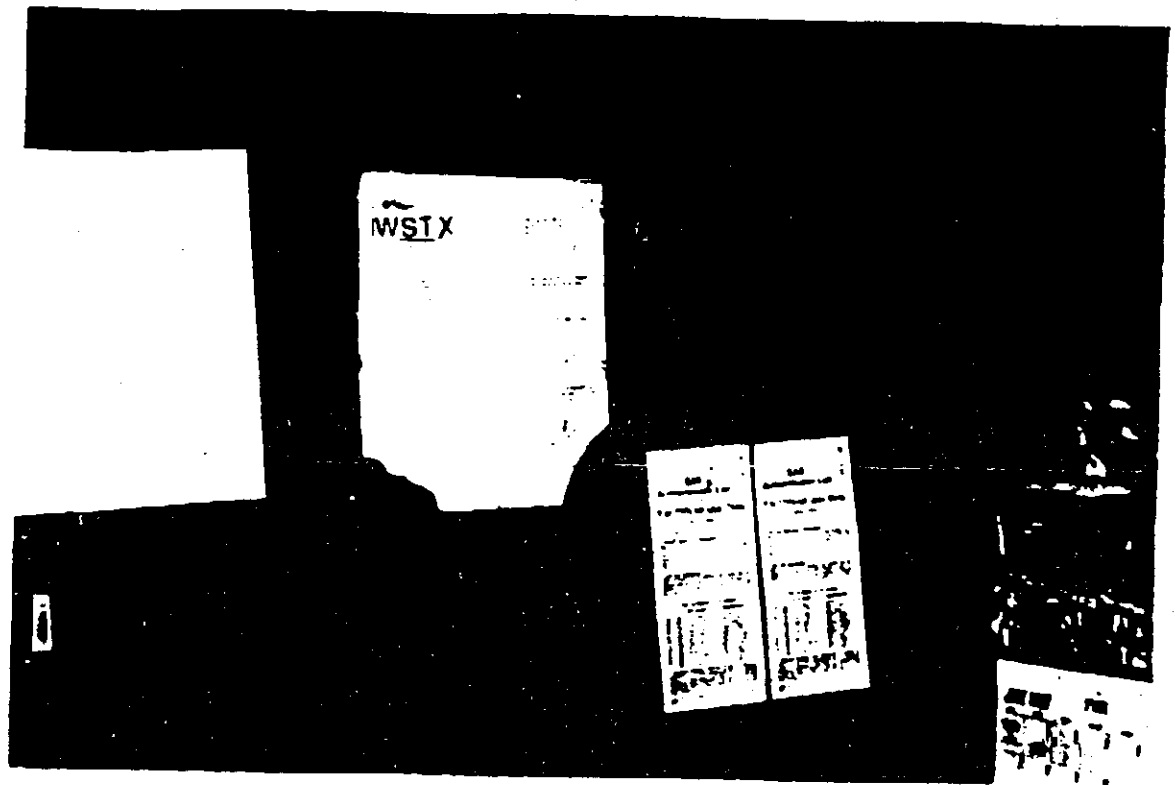
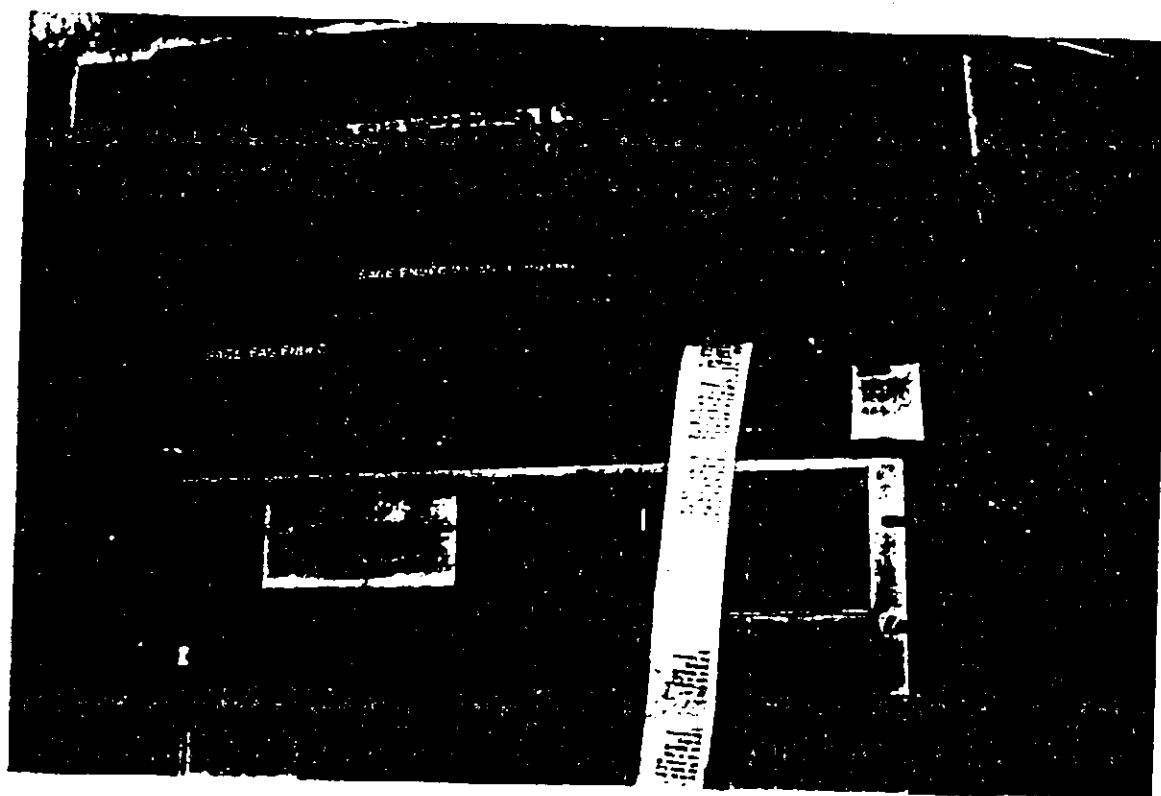
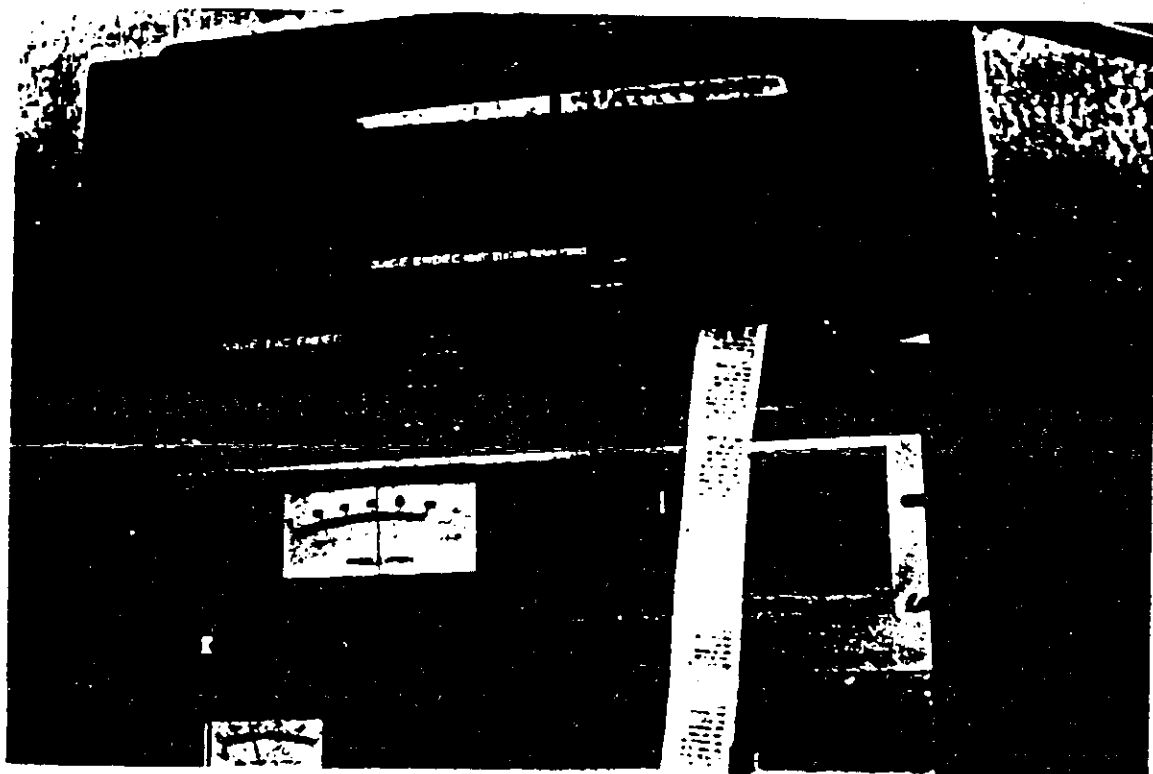


Exhibit "F"
Current EAS Cards.



Sage EAS Equipment
Exhibit "G"

T10



APR 23 1998

ATTACHMENT S

APR 23 1 25 AM '98

DISC

In reply refer to:
1800C1- JEE
98030264

Family Broadcasting, Inc.
Licensee, Station WSTX(AM)
P.O. Box 3279
St. Croix, VI 00822

Dear Licensee:

The purpose of this letter is to advise you of serious questions arising from the Commission's investigation into the operation of Station WSTX(AM), Christiansted, Virgin Islands. Pursuant to Section 1.88 of the Commission's Rules, you are offered the opportunity to provide your views regarding the matters under investigation, especially with respect to the specific items enumerated below.

On August 19, 1997, Commission personnel conducted an inspection of WSTX(AM)'s studio facilities, technical equipment, antenna tower, and operations. A follow-up inspection was conducted on December 4, 1997, at which time the following violations were noted: (1) Section 73.49 - the AM antenna element did not have adequate fencing to protect and prevent the public from accessing the radiator; (2) Section 73.189(b)(6) - the AM antenna did not meet the authorized height or effective field strength as per its authorization; (3) Section 73.1560(a) - the AM transmitter was found to be operating at approximately half its authorized power; (4) Section 11.15 - the AM station did not have an EAS operating handbook available; (5) Section 11.35 - the AM station did not have operable EAS equipment installed.

The Commission has not reached any determination with respect to any of these issues. However, in order that the Commission may be more fully informed, we request that you respond to the following:

1) State what steps, if any, the station has taken to comply with Section 73.49 of the Commission's Rules, which requires fencing and/or enclosure of an antenna tower having radio frequency potential at the base.

2) State what steps, if any, have been taken to comply with Section 73.189(b)(6) of the Commission's Rules, which requires that the AM directional antenna system meet minimum requirements with respect to height and effective field strength.

3) State what antenna input power the station has maintained. State what steps, if any, the station has taken to comply with Section 73.1560(a) of the Commission's Rules.

S 1
EXH 6
11/15/03
Family
James

Case No. BB-01-39 Official Exhibit No. 6 (FCC)
Disposition: Identified (GC, Board Party)
Rejected Received
IN THE MATTER OF:
Family Broadcasting
Date: 1/15/03 Witness: Peterson Reporter: BMM
No. Pages 2

which requires that the input power be maintained as near as is practicable to the authorized antenna input power and may not be less than 90% nor more than 105% of the authorized power.

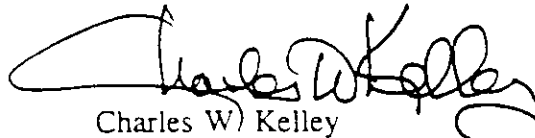
4) State what steps, if any, have been taken to comply with Sections 11.15 and 11.35 of the Commission's Rules requiring that the station maintain a copy of the EAS Operating Handbook and have operable EAS equipment installed.

Pursuant to Section 73.1015 of the Commission's Rules, you are requested to respond to these inquiries within thirty (30) calendar days from the date of this letter. Failure to answer fully will constitute a violation under Section 73.1015 of our rules and may result in the imposition of a sanction. Commission policy requires that responses to its inquiries be signed by the licensee or by an officer or director of the licensee corporation.

In addition to responding to the above questions, you are hereby instructed to bring the station into compliance with Commission Rules. In this regard, we request that you provide documentation to this office outlining the steps you have taken to correct the violations. Failure to attain compliance with the rules may result in the imposition of serious sanctions, including the initiation of a proceeding which may result in revocation of the station's license.

Please direct your response to: Jacqueline E. Ellington, Federal Communications Commission, 2025 M Street, N.W., Suite 8210, Washington, DC 20554.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles W. Kelley". The signature is fluid and cursive, with a large initial "C" and "K".

Charles W. Kelley
Chief, Enforcement Division
Mass Media Bureau



ATTACHMENT U

APR 23 1 25 PM '98
APR 23 1998

In reply refer to:
1800C1- JEE
98030264

DIT

Family Broadcasting, Inc.
Licensee, Station WSTX(FM)
P.O. Box 3279
St. Croix, VI 00822

Dear Licensee:

The purpose of this letter is to advise you of serious questions arising from the Commission's investigation into the operation of Station WSTX(FM), Christiansted, Virgin Islands. Pursuant to Section 1.88 of the Commission's Rules, you are offered the opportunity to provide your views regarding the matters under investigation, especially with respect to the specific items enumerated below.

On August 19, 1997, Commission personnel conducted an inspection of WSTX(FM)'s studio facilities, technical equipment, antenna tower, and operations. A follow-up inspection was conducted on December 4, 1997, at which time the following violations were noted: (1) Section 73.1560(b) - the FM broadcasting transmitter was found to be operating at extremely low power; (2) Section 73.315(a) - the FM transmitter was found to be co-located at the AM transmitter site instead of at its licensed site; (3) Section 11.15 - the FM station did not have an EAS operating handbook available; (4) Section 11.35 - the FM station did not have operable EAS equipment installed.

The Commission has not reached any determination with respect to any of these issues. However, in order that the Commission may be more fully informed, we request that you respond to the following:

- 1) State what antenna input power the station has maintained. State what steps, if any, the station has taken to comply with Section 73.1560(b) of the Commission Rules, which requires that the input power be maintained as near as is practicable to the authorized antenna input power and may not be less than 90% nor more than 105% of the authorized power.
- 2) State what steps, if any, the station has taken to locate the FM transmitter at its licensed site.
- 3) State what steps, if any, have been taken to comply with Sections 11.15 and 11.35 of the Commission's Rules requiring that the station maintain a copy of the EAS Operating Handbook and have operable EAS equipment installed.

U 1
EM7
11/15/03
Family
James

Case No. 13-01-39 Official Exhibit No. 7 (PC)

(GC, Board, Party)

Disposition: Identified ☒

Rejected Received

IN THE MATTER OF:

Family Broadcasting

Date: 1/15/03 Witness: Petersen Reporter: BMM

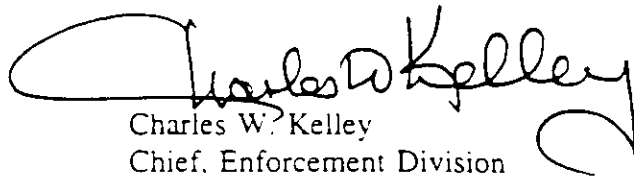
No. Pages: 2

Pursuant to Section 73.1015 of the Commission's Rules, you are requested to respond to these inquiries within thirty (30) calendar days from the date of this letter. Failure to answer fully will constitute a violation under Section 73.1015 of our rules and may result in the imposition of a sanction. Commission policy requires that responses to its inquiries be signed by the licensee or by an officer or director of the licensee corporation.

In addition to responding to the above questions, you are hereby instructed to bring the station into compliance with Commission Rules. In this regard, we request that you provide documentation to this office outlining the steps you have taken to correct the violations. Failure to attain compliance with the rules may result in the imposition of serious sanctions, including the initiation of a proceeding which may result in revocation of the station's license.

Please direct your response to: Jacqueline E. Ellington, Federal Communications Commission, 2025 M Street, N.W., Suite 8210, Washington, DC 20554.

Sincerely,



Charles W. Kelley
Chief, Enforcement Division
Mass Media Bureau

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Family Broadcasting, Inc.
Attn.: Mr. Luz James
POB 3279
St. Croix, USVI 00822

File No.: EB-00-SJ-034
Call Sign: WSTX-FM

CERTIFIED MAIL # Z 312 373 862

NOTICE OF VIOLATION

Released: May 1, 2000

By the Enforcement Bureau, San Juan Office:

1. This is an Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules ("the Rules"), 47 C.F.R. § 1.89, to Family Broadcasting, Inc., licensee of Broadcast Station WSTX-FM, for violation [s] detailed below.
2. On April 13, 2000, San Juan agent Reuben Jusino conducted an inspection of WSTX, an FM broadcast facility licensed to serve Christiansted, United States Virgin Islands, and found the following violations:
 - 47 C.F.R. § 73.1635(a): A special temporary authorization (STA) is the authority granted to a licensee to permit the operation of a broadcast facility for a limited period of time at a specified variance from the terms of the station authorization. *No STA was available to authorize the licensee to operate at reduced power. Family Broadcasting, Inc. is operating the FM facility at 100 Watts output power as per transmitter readings. The station authorization requires operation at 50 kWatts. A search of Commission records confirms no STA has been requested for this operation as of April 17, 2000.*
 - 47 C.F.R. § 73.1635(a): A special temporary authorization (STA) is the authority granted to a licensee to permit the operation of a broadcast facility for a limited period of time at a specified variance from the terms of the station authorization. *No STA was available to authorize the licensee to operate at variance from the authorized latitude and longitude. You are authorized at 17 45 20 N latitude, 064 47 55 W longitude. You are currently operating collocated with the WSTX-AM site at 17 45 23 N latitude, 064 41 38 W longitude. This collocated operation has been ongoing since August 19, 1997. A search of Commission records confirms no STA has been requested for this operation as of April 17, 2000.*

1.

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ERH
4/15/03
Family
James

Case No. 01-39 Official Exhibit No. 8 (FCC)
(CC, Board, Party)

Disposition:	Rejected	Identified	Received
		<input checked="" type="checkbox"/>	

IN THE MATTER OF:
Family Broadcasting

Date: 1/15/03 Witness: Petersen Reporter: Barn
No. Pages: 3

- 47 C.F.R. § 73.1680(b): Prior authority from the FCC is not required to erect and commence operations using an emergency antenna to restore program service to the public. However, an informal letter request to continue operation with the emergency antenna must be made within 24 hours to the FCC in Washington, DC, Attention: Audio Services Division. The request is to include a description of the damage to the authorized antenna, emergency antenna description, and the station operating power with the emergency antenna. *There is no record of a request to operate with an emergency antenna having been filed with the Commission as of April 17, 2000. Family Broadcasting, Inc. has been transmitting using a one bay FM broadcast antenna as an emergency antenna since at least August 19, 1997.*
- 47 C.F.R. § 73.3526 (a)(2): Every licensee of an FM station in the commercial broadcast services shall maintain a public inspection file containing the material described in paragraphs (e) (1) through (e) (10) and (e) (13) of this section. *At the time of inspection no public inspection file was available for review.*
- 47 C.F.R. § 73.1800(a): A person designated by the licensee must keep a station log and it must accurately reflect the station operation. *No station log was available for review at the time of inspection.*
- 47 C.F.R. § 73.1820(a)(1)(C)(iii): All tests and activation of the Emergency Alert System (EAS) should be logged and made a part of the station log. *There was no EAS data or log available for review at the time of inspection.*
- 47 C.F.R. § 11.15: A copy of the EAS Handbook must be located at normal duty positions or EAS equipment locations when an operator is required to be on duty and be immediately available to staff responsible for initiating actions. *No EAS Handbook was available for review by the agent during the inspection.*
- 47 C.F.R. § 11.35(a): Broadcast stations are responsible for ensuring that EAS Encoders, EAS Decoders and Attention Signal generating and receiving equipment used as part of the EAS are installed and in good working order. *At the time of inspection the EAS equipment was not in working order. During the survey of the equipment an EAS test came through the monitor but the equipment was not capable of sending the test over the air. No paper from the equipment printer with the details of the alert was printed either*

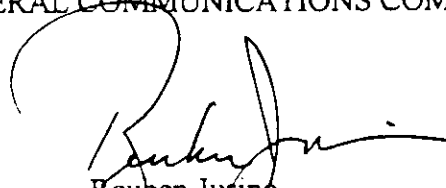
3. In accordance with Section 308(b) of the Communications Act of 1934 as amended, 47 U.S.C. § 308(b), and Section 1.89 of the Rules, 47 C.F.R. § 1.89, Family Broadcasting, Inc. shall, within **10 days of the release date indicated above**, submit a written response concerning this matter to the following address:

Federal Communications Commission
US Federal Building, Room 762
San Juan, PR 00918-1731

The response shall contain a statement of the specific action(s) taken to correct the violation [s] contained in this Notice and to preclude [its/their] recurrence. Specific dates for completion of corrective action shall be included for any violation, which has not been corrected at the time of reply. If any material referenced as unavailable by this Notice is available, copies must be provided in the response.

4. All replies and documentation sent in response to this Notice should be marked "File No. EB-00-SJ-034." Failure to respond to this Notice constitutes a separate violation of the Rules, and could incur additional administrative penalties, including monetary forfeiture¹.
5. The Privacy Act of 1974, P.L. 93-579, 5 U.S.C. § 552a(e)(3), requires that we advise you that the Commission's staff will use all relevant material information before it, including the information disclosed in your reply, to determine what, if any, enforcement action is required to ensure your compliance with our rules. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code, 18 U.S.C. § 1001 *et seq.*

FEDERAL COMMUNICATIONS COMMISSION


Reuben Jusino
Resident Agent

Via fax to: Barbara James-Petersen, General Manager

¹ The Commission's Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate the Forfeiture Guidelines, 12 FCC Rcd 17087 (1997), recon. denied, 15 FCC Rcd 303 (1999)

ATTACHMENT 10

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Family Broadcasting, Inc.
Attn.: Mr. Luz James
POB 3279
St. Croix, USVI 00822

File No.: EB-00-SJ-034
Call Sign: WSTX-AM

CERTIFIED MAIL # Z 312 373 862

NOTICE OF VIOLATION

Released: May 1, 2000

By the Enforcement Bureau, San Juan Office:

1. This is an Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules ("the Rules"), 47 C.F.R. § 1.89, to Family Broadcasting, Inc., licensee of Broadcast Station WSTX-AM, for violation [s] detailed below.
2. On April 13, 2000, San Juan agent Reuben Jusino conducted an inspection of WSTX, an AM broadcast facility licensed to serve Christiansted, United States Virgin Islands, and found the following violations:
 - 47 C.F.R. § 73.1635(a): A special temporary authorization (STA) is the authority granted to a licensee to permit the operation of a broadcast facility for a limited period of time at a specified variance from the terms of the station authorization. *Family Broadcasting, Inc. is operating the AM facility at 325 Watts output power, as per transmitter indications, nighttime and daytime. The station authorization requires daytime operation at 5000 Watts and nighttime at 1000 Watts. No STA was available to authorize the licensee to operate at reduced power. A search of Commission records confirms no STA has been requested for this operation as of April 17, 2000.*
 - 47 C.F.R. § 73.1680(b): Prior authority from the FCC is not required to erect and commence operations using an emergency antenna to restore program service to the public. However, an informal letter request to continue operation with the emergency antenna must be made within 24 hours to the FCC in Washington, DC, Attention: Audio Services Division. The request is to include a description of the damage to the authorized antenna, emergency antenna description, and the station operating power with the emergency antenna. *There is no record of a request to operate with an emergency antenna having been filed with the Commission as of April 17, 2000. Family Broadcasting, Inc. has been transmitting using an emergency antenna since December 1;*

Case No. BB-01-37 Official Exhibit No. 159 (PCC)
Disposition: ☒ Identified ☐ Rejected ☐ Received
(GC, Beard, Parly)
IN THE MATTER OF:
Barbara Ann Castling
Date: 1/15/03 Witness: Peter S. BMT
No. Pages: 3

1999.

- 47 C.F.R. § 73.3526 (a)(2): Every licensee of an AM station in the commercial broadcast services shall maintain a public inspection file containing the material described in paragraphs (e) (1) through (e) (10) and (e) (13) of this section. *At the time of inspection no public inspection file was available for review.*
 - 47 C.F.R. § 73.1800(a): A person designated by the licensee must keep a station log and it must accurately reflect the station operation. *No station log was available for review at the time of inspection.*
 - 47 C.F.R. § 73.1820(a)(1)(C)(iii): All tests and activation of the Emergency Alert System (EAS) should be logged and made a part of the station log. *There was no EAS data or log available for review at the time of inspection.*
 - 47 C.F.R. § 11.15: A copy of the EAS Handbook must be located at normal duty positions or EAS equipment locations when an operator is required to be on duty and be immediately available to staff responsible for initiating actions. *No EAS Handbook was available for review by the agent during the inspection.*
 - 47 C.F.R. § 11.35(a): Broadcast stations are responsible for ensuring that EAS Encoders, EAS Decoders and Attention Signal generating and receiving equipment used as part of the EAS are installed and in good working order. *At the time of inspection the EAS equipment was not in working order. During the survey of the equipment an EAS test came through the monitor but the equipment was not capable of sending the test over the air. No paper from the equipment printer with the details of the alert was printed either.*
 - 47 C.F.R. § 73.49: Antenna towers having radio frequency potential at the base (series fed, folded unipole, and insulated base antennas) must be enclosed within effective locked fences or other enclosures. *At the time of inspection access to the antenna feed was possible through a broken chain link fence.*
3. In accordance with Section 308(b) of the Communications Act of 1934 as amended, 47 U.S.C. § 308(b), and Section 1.89 of the Rules, 47 C.F.R. § 1.89, Family Broadcasting, Inc. shall, within **10 days of the release date indicated above**, submit a written response concerning this matter to the following address:

Federal Communications Commission
US Federal Building, Room 762
San Juan, PR 00918-1731


The response shall contain a statement of the specific action(s) taken to correct the violation [s] contained in this Notice and to preclude [its/their] recurrence. Specific dates for

W2²

completion of corrective action shall be included for any violation, corrected at the time of reply. If any material referenced as unavailable by this Notice is available, copies must be provided in the response.

4. All replies and documentation sent in response to this Notice should be marked "File No. EB-00-SJ-034." Failure to respond to this Notice constitutes a separate violation of the Rules, and could incur additional administrative penalties, including monetary forfeiture¹.
5. The Privacy Act of 1974, P.L. 93-579, 5 U.S.C. § 552a(e)(3), requires that we advise you that the Commission's staff will use all relevant material information before it, including the information disclosed in your reply, to determine what, if any, enforcement action is required to ensure your compliance with our rules. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code, 18 U.S.C. § 1001 *et seq.*

FEDERAL COMMUNICATIONS COMMISSION


Reuben Jusino
Resident Agent

Via fax: Barbara James-Petersen, General Manager

¹ The Commission's Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate Forfeiture Guidelines, 12 FCC Rcd 17087 (1997), recon. denied, 15 FCC Rcd 303 (1999)

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

In reply refer to:
EB-00-TS-108

July 19, 2000

SENT BY CERTIFIED MAIL AND FACSIMILE

G. Luz A. James, Esq.
Family Broadcasting, Inc.
P.O. Box 3279
St. Croix, U.S. Virgin Islands 00822

Re: Station WSTX-FM, Christiansted, U.S. Virgin Islands

Dear Mr. James:

The purpose of this letter is to advise you of serious questions arising from the request for Special Temporary Authority ("STA") regarding Station WSTX-FM which you filed with the Audio Services Division of the FCC's Mass Media Bureau on May 15, 2000. The May 15, 2000, STA request sought temporary authority to relocate Station WSTX-FM from its authorized site at Blue Mountain, Christiansted, U.S. Virgin Islands, to a site adjacent to co-owned Station WSTX(AM) at Fort Louise Augusta in Christiansted.

In your May 15, 2000, STA request, you stated that Hurricane Lenny did extensive damage to Station WSTX-FM on November 18, 1999. You further stated that because of the damage to Station WSTX-FM's tower, studio-to-transmitter link and transmitter, which were located on the top of Blue Mountain, you immediately decided to relocate Station WSTX-FM's transmitter and antenna to a site at Fort Louise Augusta adjacent to where Station WSTX(AM) is located. On the basis of these representations, the Mass Media Bureau's Audio Services Division determined that your STA request satisfied its criteria for a temporary change in transmitter site and granted Family Broadcasting STA to operate Station WSTX-FM's transmitter at the Fort Louise Augusta site on June 12, 2000.¹

However, information before the Commission indicates that you did not relocate Station WSTX-FM's transmitter from its authorized site at Blue Mountain to the Fort Louise Augusta site as a result of damage caused by Hurricane Lenny on November 18, 1999. Rather, it appears from the information before us that Family Broadcasting has operated Station WSTX-FM's transmitter at the Fort Louise Augusta site since at least January 1997.

¹ Letter to G. Luz A. James, Esq. from Edward P. De La Hunt, Assistant Chief, Audio Services Division, Mass Media Bureau (June 12, 2000). The Audio Services Division granted the STA "without prejudice as to whatever action the Commission may take with respect to any unauthorized or improper operation of Station WSTX-FM."

CC 1
EXH 10
11/15/03
Family
James

Case No. 03-01-229 Official Exhibit No. 10 (FCC)
Disposition: Identified ☒ (GC, Board, Party)
Rejected Received
IN THE MATTER OF:
Family Broadcasting
Date: 1/15/03 Witness: Petersen Reporter: BMN
No. Pages: 3

Based on the foregoing, it appears that you may have willfully misrepresented facts to the Commission in your May 15, 2000, STA request. The Commission views misrepresentation of facts by a licensee as a serious matter. In order to assist the Commission in determining what, if any, enforcement action may be appropriate, you are directed to respond to the following specific questions:

1) State the earliest date and the most recent date on which Family Broadcasting operated Station WSTX-FM's transmitter at its authorized site at Blue Mountain (geographic coordinates 17°45'20" North latitude and 064°47'55" West longitude). You should provide any written documentation available (e.g., lease agreements) which show that Family Broadcasting operated Station WSTX-FM's transmitter at its authorized site at Blue Mountain on these dates.

2) State the date on which Family Broadcasting relocated Station WSTX-FM's transmitter from its authorized site at Blue Mountain to the site at Fort Louise Augusta.

3) State the reason why Family Broadcasting relocated Station WSTX-FM's transmitter from its authorized site at Blue Mountain to the site at Fort Louise Augusta.

4) State whether Family Broadcasting currently holds a lease for Station WSTX-FM's authorized transmitter site at Blue Mountain. If not, state when the lease for the Blue Mountain site terminated and describe the circumstances surrounding the termination of the lease. If so, provide a copy of the lease agreement.

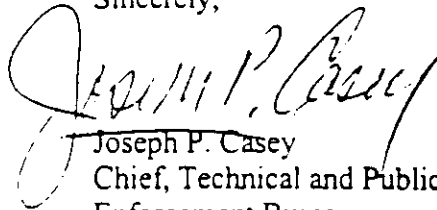
5) Describe what steps, if any, Family Broadcasting has taken to return Station WSTX-FM's transmitter to its authorized site at Blue Mountain.

You should send your sworn, written response to this inquiry and any supporting documentation by fax and mail so that they are received at the Commission no later than August 14, 2000. Your response should be faxed to (202) 418-2618 and mailed to:

Kathryn Berthot
Technical and Public Safety Division
Enforcement Bureau
Federal Communications Commission
445 12th Street, S.W., Room 7-C802
Washington, D.C. 20554

Any questions concerning this matter should be directed to Kathryn Berthot at (202) 418-7454.

Sincerely,

A handwritten signature in dark ink, appearing to read "Joseph P. Casey". The signature is fluid and cursive, with a large initial "J" and "P".

Joseph P. Casey
Chief, Technical and Public Safety Division
Enforcement Bureau

Via fax to: Barbara James-Petersen, General Manager



FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
TECHNICAL & PUBLIC SAFETY DIVISION
445 12th STREET S.W. ■ WASHINGTON, D.C. 20554
TEL: (202) 418-1160 ■ FAX: (202) 418-7290

FAX TRANSMISSION

TO: Barbara James-Petersen
General Manager, Family Broadcasting, Inc.

fax: 340-773-8515
tel: 340-773-0390

FROM: Kathryn Berthot

tel: 202-418-7454

DATE: 19 JULY, 2000

PAGES: 4 (including cover page)

MESSAGE: Ms. James-Petersen -

I am advancing you a copy of this letter by fax to give Family Broadcasting, Inc. sufficient time to prepare a response. A copy of this letter is also being sent today by certified mail, return receipt requested. Please note that a response to this letter is due to the Commission by August 14, 2000. If you have any questions, you can reach me at the phone number listed above.

**IF THERE IS A PROBLEM WITH THIS TRANSMISSION, PLEASE CALL
(202) 418-7454.**

EXH 11
1/15/03
Family
B Petersen

Case No. EB-01-39 Official Exhibit No. 11(FCC)
(GC, Board, Party) ☒

Disposition: Rejected Identified Received

IN THE MATTER OF:
Family Broadcasting
Date: 11/5/03 Witness: Peterson Reporter: BMC
Pages: 1

(26)

Shares Family Broadcasting, Inc.

<u>No.</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>
1. Pd.	Eather Jensen	P.O. Box 2371 6' 1st.	8.
2. Pd.	Ada Acay		4
3. Pd.	Lula Parris		4
4. Pd.	Thomas John Hope	P.O. Box 5759 Dunwoody 604	
5. Pd.	Thomas Evangelista		4
6. Pd.	Richard Evangelista		4
7. Pd.	Kathleen M. King		4
8.	Judy Raymond L. Finch		4
9 Pd.	Matwell Webster		4
10 Pd.	Earl & Lemile Seely		8
11 Pd.	Eleanor Chapman		4
12 Pd.	Beatrice & Wilbur Wallace		4
13 Pd.	Gabriel Lionel		12.
14	Ruby Fleming		4
15	Irene Kelsick		4

Exh 12
1/15/03
Family
Petersen

Case No. 8201-39 Official Exhibit No. 12 (FCC)

(GC, Board, Party)

Disposition: Identified Received

IN THE MATTER OF Family Broadcasting

Date: 1/1 Witness: Petersen Reporter: DMH

Pages: 4

No.
 16 Rd. Dr. Rodnick Dooched 4
 17 Rd. Gerald Evans 8
 18 Rd. Michael Potts 20
 19 Rd. Manuel Camacho 4
 20 Rd. Lola Christian 4
 21 Rd. ~~Peter Peterson~~ ~~Pharmacist~~ 4
 22 Rd. Samuel Bough 4
 23 Rd. Arnold Helene 4
 24 Rd. Paula Ferris, Johnny Ferris, Kenture Ferris 4
 25 Rd. Vernon Ferris 8
 26 Rd. Wook Suh 8
 27 Rd. Julie John Hope Aug. 3, 1993 40 *
 28 Rd. Julia John Hope Aug. 3, 1993 40 *
 29 Rd. Juliette John Hope Aug. 3, 1993 40 *
 30 Rd. Thomas John Hope 20 *
 31 Rd. Akeyla O. Christian 20
 2 Rd. Lucille Isaac 5

to

No.

33	R Antigua/Barbara Amantia	2
34	R Lorna Webster	20
35	R Dry Boyce	1
36	R Joan Devlin	1
37	R Edna Barnes	1
38	R Ierna Ming	1
39	R James Penn	20
40	R Goodship Quiley	2
41	R Dr. George H. Williams	1
42	R Robert Williams	1
43	R Lakisha N. Harrison	1
44	R Carmen Morhead Mills	2
45	R Alvin Brooks	2
46	R Senator Gerald L. James II	1000
47	R Milton Fergus/Juanita Fergus	2
48	R Lillian Ann Harrison	2
49	R Pauline E. Cantor	2

No

50	W Catherine Henry	5
51	W Deborah J. Evans	1
52	W Ericson Revan	2
53	W Leila Carter	1
54	W Annette O. Henry	1
55	W Erminie A.L. George	2
56		
57		
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64		
65		
66		



SHAREHOLDERS

<u>NAME</u>	<u>AMOUNT</u>
1. ESTHER LARSEN	8
2. ADA ACOY	4
3. LULA PARRIS	4
4. TOMAS EVANGELISTA	4
5. RICHARD EVANGELISTA	4
6. KATHLEEN M. KING	4
7. MAXWELL WEBSTER	4
8. EARL & LEONILE SEALEY	8
9. ELEANOR CHAPMAN	4
10. BEATRICE & GILBERT WALLACE	4
11. GABRIEL LIONEL	12
12. DR. RODERICK MOORHEAD	4
13. GERALD EVANS	8
14. MICHAEL POTTS	20
15. ARNOLD HELENESE	4
16. PAULA FERRIS/JOHNNY FERRIS/KETURA FERRIS	4
17. VERNON FERRIS	8
18. WOOK SUH	8
19. LUCILLE ISAAC	5
20. ANTIGUA/BARBUDA ASSOCIATION	2
21. LORNA WEBSTER	20
22. IVY BOYCE	1
23. JOAN DEVLIN	1
24. EDNA BARNES	1
25. IVERNA MINGO	1
26. JAMES PENN	20
27. GWENDOLYN QUAILEY	2
28. DR. YVONNE H. WILLIAMS	1
29. ROBERT WILLIAMS	1
30. LAKISHA N. HARRIGAN	1
31. CARMEN MOORHEAD MILLS	2
32. ALVIN BROOKS	2
33. SENATOR GERARD LUZ JAMES, II	1000

P.O. Box 224469, Christiansted, St. Croix, U.S. Virgin Islands 00822
 Fort Louise Augusta Studios • (340) 773-0390 • (340) 773-0490 • Fax: (340) 773-8515
 Website: www.wstx.net • E-Mail Address: wstx@vitelcom.net

EXHIBIT
 1/15/03
 Family
 Petersen

Case No. FB-01-B9 Official Exhibit No. 13 (Rec)
(GC, Board, Party)

Disposition: _____
Accepted _____
Identified _____
Received _____

NAME MATTER OF Family Broadcasting

Date: 11/5/03 Witness: Petersen Reporter: Tom

No. Pages: 2

34.	MILTON FERGUS/JUANITA FERGUS	2
35.	LILLIAN BAA HARRIGAN	2
36.	PAULINE E. CANTON	2
37.	DEBORAH J. EVANS	1
38.	ERICSON REVAN	2
39.	LEILA CARTY	1
40.	ANNETTE O. HENRY	1
41.	ERMINIE A.L. GEORGE	2